



06 APR 2006

UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

FULBRIGHT & JAWORSKI, LLP
666 FIFTH AVE
NEW YORK NY 10103-3198

In re Application of	:	
LI et al.	:	
Application No.: 10/530,079	:	DECISION
PCT No.: PCT/US03/31115	:	
Int. Filing Date: 02 October 2003	:	
Priority Date: 04 October 2002	:	
Attorney's Docket No.: NY-WAIVEN 222-US	:	
For: MULTIPLE OUTPUT ILLUMINATION	:	
USING REFLECTORS	:	

This decision is in response to applicant's submission filed via facsimile transmission in the United States Patent and Trademark Office (USPTO) on 06 February 2006, which has been treated as a petition under 37 CFR 1.181. No petition fee is required.

BACKGROUND

On 02 October 2003, applicant filed international application PCT/US03/31115, which designated the United States and claimed a priority date of 04 October 2002. A copy of the international application was communicated to the United States Patent and Trademark Office (USPTO) from the International Bureau on 22 April 2004. The thirty-month period for paying the basic national fee in the United States expired at midnight on 04 April 2005.

On 01 April 2005, applicants filed a transmittal letter for entry in to the national stage in the United States which was accompanied by, *inter alia*, the U.S. Basic National Fee, the surcharge under 37 CFR 1.492(e) for providing the oath or declaration later than thirty months from the priority date, and an assertion of small entity status.

On 20 June 2005, the United States Designated/Elected Office (DO/EO/US) mailed a NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 (Form PCT/DO/EO/905) indicating, *inter alia*, that an oath or declaration of the inventors in compliance with 37 CFR 1.497(a)-(b) was required.

On 20 January 2006, applicants filed a "RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS", which was accompanied by a petition/fee for a five-month extension of time and two declarations of inventors.

On 30 January 2006, the DO/EO/US mailed a NOTIFICATION OF ABANDONMENT (FORM PCT/DO/EO/909) indicating, *inter alia*, that the application was abandoned as to the United States of America for failure to respond to the NOTIFICATION OF MISSING REQUIREMENTS mailed 20 June 2005 within the time period set therein.

On 06 February 2006, applicants filed the instant submission which was accompanied by, *inter alia*, a copy of the submission filed 20 January 2006 and a postcard receipt date-stamped 20 January 2006 by the USPTO.

DISCUSSION

The submission originally filed 20 January 2006 is in the application file. Accordingly, the NOTIFICATION OF ABANDONMENT mailed 30 January 2006 is hereby VACATED. The petition under 37 CFR 1.181 filed 06 February 2006 is moot.

The declarations of inventors filed 20 January 2006 are in compliance with 37 CFR 1.497(a)-(b).

CONCLUSION

The petition under 37 CFR 1.181 is **DISMISSED** as **MOOT** for the reasons set forth above.

The NOTIFICATION OF ABANDONMENT mailed 30 January 2006 is **VACATED**.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of the application.



Daniel Stemmer

Legal Examiner

PCT Legal Affairs

Office of Patent Cooperation Treaty

Legal Administration

Telephone: (571) 272-3301

Facsimile: (571) 273-0459